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9 **UNITED STATES DISTRICT COURT**  
10 **SOUTHERN DISTRICT OF CALIFORNIA**  
11

12 JACOB GREGOIRE,

13 Plaintiff,

14 v.

15 CALIFORNIA HIGHWAY PATROL, an  
agency of the State of California;  
16 SERGIO FLORES, and DOES 1 to 20,

17 Defendants.  
18

CASE NO. 14-cv-1749-GPC (DHB)

Judge: Hon. Gonzalo P. Curiel  
Dept: 2D

**DECLARATION OF JOSHUA REES**

Date: January 29, 2016  
Time: 1:30 p.m.

19 I, JOSHUA REES, declare as follows:

20 1. I make the following declaration of my own knowledge, and if called as a  
21 witness in the above-captioned matter, I could testify competently thereto.

22 2. My date of birth is AUGUST 3, 1974.

23 3. On February 4, 2014 at approximately 9:45 p.m., acting in my official  
24 capacity as a City of Chula Vista Firefighter/Emergency Medical Technician (EMT), I  
25 was on the scene of a rollover accident with injuries on I-805 southbound south of  
26 Naples. I had arrived at the scene in fire truck #52 driven by Jacob Gregoire or  
27 "Jake." Jake and I were working with paramedic units at the scene rendering medical  
28 care to two injured patients. Jake was with patient #1. Jake was working with the

1 paramedics to move patient #1 from the ground onto the gurney, using a backboard  
2 with straps. The procedure involves the patient being placed on their side, the board is  
3 held against the patient's back, and then they are log-rolled (gently) onto the board.  
4 The patient's head, neck, and spine must be kept in line to prevent spinal cord  
5 damage. The straps are then attached. The head and neck are secured and re-checked  
6 and then the backboard is moved to the gurney.

7 4. It was dark that night and Jake Gregoire and the two EMTs were working  
8 together as a unit. Jake was helping to move the patient, supplying light with his  
9 flashlight, and securing the gurney for moving the patient into the ambulance.

10 5. While Jake Gregoire was in the process of rendering aid to the  
11 immobilized patient, a CHP officer called him. I did not hear what was said, however,  
12 Jake Gregoire stopped caring for the patient and was then arrested by the officer.

13 6. I was shocked to see this occur. I have been a Firefighter/Emergency  
14 Medical Technician for over 15 years and been to over 400 similar injury calls and  
15 have never seen a peace officer obstruct and delay patient care like the officer who  
16 arrested Jake Gregoire.

17 7. The patient himself stated, "Are you going to fucking leave me here?  
18 Are you?" This was a disturbing situation to watch because the patient care was  
19 delayed by the arrest of one of the EMTs (Jake Gregoire) who was clearly essential to  
20 the safe transportation of the injured patient. Equally troubling was the fact that the  
21 CHP officer never consulted with any of the paramedics or firefighters/EMTs prior to  
22 arresting Jake Gregoire. Because of the arrest, the entire movement of the patient

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1 from the scene to the hospital was delayed. Further, because of the arrest, all fire  
2 equipment and personnel were delayed at the scene as well.

3 I declare under penalty of perjury under the laws of the State of California and  
4 of the United States of America that the foregoing information is true and correct.

5 Executed on JANUARY 6, 2016, at San Diego, California.

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7   
8 JOSHUA REES